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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/574,587	04/04/2006	Shin Kikuchi	287656US2PCT	3959
22850 7590 01/21/2009 OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314				
EXAMINER SAMPLE, JONATHAN L				
ART UNIT 4184		PAPER NUMBER		
NOTIFICATION DATE 01/21/2009		DELIVERY MODE ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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Office Action Summary

Application No.

10/574,587

Applicant(s)

KIKUCHI ET AL.

Examiner

JONATHAN SAMPLE

Art Unit

4184

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 7-12 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 7-12 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 04 April 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SF/ICE)
Paper No(s)/Mail Date 4/4/2006, 8/31/2007, 6/4/2008
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date ____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: ____

DETAILED ACTION

Receipt is acknowledged of the Information Disclosure Statements (IDS) filed on 4/4/2006, 8/31/2007 and 6/4/2008, which have been entered in the file. Claims 1-6 have been previously cancelled by the applicant. Claims 7-12 are pending.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 7-12 are rejected under 35 U.S.C. 102(b) as being anticipated by Shimada (US 6,591,189 B2).

Claim 7 (New): A navigation apparatus comprising: a display unit (Figure 2, display monitor 51) that displays a route search result (column 5, lines 10-12); a memory unit (Figure 2, memory 42) that stores route search criteria including a destination (column 5, lines 10-12); and a route-search-result obtaining unit (Figure 2, navigation ECU 41) that obtains, when a route search instruction including a designated location is received while the route search result is displayed on the display unit, the route search result with the designated location as a departure point and the destination included in the route search criteria stored in the memory unit as an arrival point (column 5, lines 18-33).

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Claim 8 (New): The navigation apparatus according to claim 7, further comprising:
an operating unit (Figure 2, operation switch 31) for moving a cursor position on a map displayed on the display unit, wherein when the route search instruction in which the cursor position is specified as the designated location is received, the route-search-result obtaining unit obtains the route search result with the cursor position as the departure point and the destination included in the route search criteria stored in the memory unit as the arrival point (Figure 6 and column 6, lines 20-26, column 10, lines 20-27 and column 10, line 66-column 11, line 3). It is interpreted from the teachings of Shimada that the operation switch, whether a track ball, a mouse or the like, can be used to move a cursor on the display.

Claim 9 (New): The navigation apparatus according to claim 7, wherein when the route search instruction including the designated location is received while the route search result is displayed on the display unit, the route-search-result obtaining unit obtains the route search result based on the route search criteria stored in the memory unit (column 4, line 65-column 5, line 10 and column 5, lines 18-33).

Claim 10 (New): The navigation apparatus according to claim 7, wherein when the route search instruction including the designated location is received, the route-search-result obtaining unit transmits a request for a route search with the designated location as the departure point and the destination included in the route search criteria stored in the memory unit as the arrival point to a route search server via a network, and obtains the route search result transmitted from the route search server in response to the request (column 5, lines 18-23 and column 10, lines 59-65).

Claim 11 (New): A navigation method of displaying a route search result on a display unit, the navigation method comprising:

obtaining, when a route search instruction including a designated location is received while the route search result is displayed on the display unit, the route search result with the designated location as a departure point and a destination used for a route search displayed on the display unit as an arrival point (Figure 3, and column 5, lines 18-33).

Claim 12 (New): A computer-readable recording medium that stores a computer program for causing a computer of a navigation apparatus that including a display unit that displays a route search to execute:

obtaining, when a route search instruction including a designated location is received while the route search result is displayed on the display unit, the route search result with the designated location as a departure point and a destination used for a route search displayed on the display unit as an arrival point (column 4, line 65-column 5, line 10 and column 5, lines 18-23).

Conclusion

3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Ito et al (US 5,944,768) and Yagyu et al (US 6,014,607) both teach navigation systems. Hayashida et al (US 5,926,118) and Stefan et al (US 6,212,473 B1) both teach vehicle navigation systems.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jonathan Sample whose telephone number is (571)270-5925. The examiner can normally be reached on M-TH 7-4:30, Alternating Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jared Fureman can be reached on 571-272-2391. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/JONATHAN SAMPLE/
Examiner, Art Unit 4184

/Isam Alsomiri/
Primary Examiner, Art Unit 3662

1/12/2009